

**ENFIELD TOWN COUNCIL  
MINUTES OF A PUBLIC HEARING  
MONDAY, AUGUST 24, 2015**

A Public Hearing was called to order by Chairman Kaupin in the Council Chambers of the Enfield Town Hall, 820 Enfield Street, Enfield, Connecticut on Monday, August 24, 2015, at 6:00 p.m.

**ROLL-CALL** – Present were Councilmen Arnone, Cekala, Deni, Edgar, Kaupin, Lee, Mangini and Stokes. Councilor Bosco was absent. Councilor Hall entered at 6:01 p.m. and Councilor Szewczak entered at 6:02 p.m. Also present were Town Manager, Matthew Coppler; Assistant Town Manager, Derrik Kennedy; Town Clerk, Suzanne Olechnicki; Town Attorney, Kevin Deneen; Director of Finance, Lynn Nenni and Chief of Police, Carl Sferrazza; Director of Human Resources, Steven Bielenda

Chairman Kaupin read the notice of Public Hearing, which was published in the Hartford Courant on Friday, August 14, 2015 as follows:

**TOWN OF ENFIELD  
LEGAL NOTICE - PUBLIC HEARING  
MONDAY, AUGUST 24, 2015**

“The Enfield Town Council will hold a Public Hearing in the Enfield Town Hall Council Chambers, 820 Enfield Street, Enfield, Connecticut on Monday, August 24, 2015 at 6:00 p.m. to allow interested citizens an opportunity to express their opinions regarding the proposed Aggressive Panhandling Ordinance.

Chairman Kaupin announced the ground rules for the Public Hearing.

Mr. Coppler stated the resolution being discussed this evening will prohibit certain conduct related to panhandling within the Town of Enfield. He noted this ordinance would prohibit aggressive panhandling within different areas of Enfield, mainly in public and private areas. He stated this ordinance will prohibit people panhandling in a false or misleading manner, and it will prohibit panhandling on public transportation vehicles and within 25 feet of any bus stop. He noted it will also prohibit the panhandling of an occupant of a motor vehicle that is in traffic or on a public street or within 50 feet of any public street.

Charles Woods, 11 Westerly Drive

Stated he’s glad to see the Town is starting to recognize this problem. He stated the ordinance does not address fraud, i.e., a person claiming they’re homeless when in fact they are not homeless. He noted he’s aware of a Massachusetts family of three that beg in Enfield every day. He pointed out Enfield has a program to address homeless people, and this town has a lot of giveaway programs so people shouldn’t be starving. He noted people who come to Enfield to beg for money are misrepresenting themselves and are taking advantage of people.

Mr. Woods questioned why the Town doesn't fine people who give money because they're providing a means for panhandlers to cheat the government out of taxes. He pointed out taxes are involved because some panhandlers make very big money, and if they aren't paying taxes on that money, the rest of the people are paying that much more.

He stated his belief this ordinance doesn't go far enough because it only talks about stopping panhandlers if they do something physical. He noted when people are getting off the highway, panhandling impedes traffic if vehicles are stopping to hand money to panhandlers.

Mr. Woods stated his belief the Council needs to look at this ordinance again and figure out how they can get panhandlers out of Enfield entirely.

John & Michele Reed, 80 Elm Street

Michele Reed stated her belief the way the ordinance is written will take care of their biggest issue, which is the loitering and littering by people at Exit 48 on Elm Street and under the highway underpass. She distributed pictures of the problems in this area.

Ms. Reed stated one of their concerns relates to their property value. She noted if they were to sell their house, buyers wouldn't be interested because of the panhandling near their home.

She stated Social Services and the Police Department informed them nothing can be done unless there's an ordinance or if the beggars become aggressive. She noted they'd prefer not to wait for a crime, theft, breaking and entering, etc., if panhandlers are not getting their money by the end of the day.

Ms. Reed stated they've spoken with Councilor Edgar and the Police Chief, and both of them said panhandlers are driven into Enfield and dropped off at certain locations to beg for the day. She noted she's seen the man with dogs get in his car and drive to another highway exit, and she's seen him in East Windsor as well. She noted she met with Joel Cox of Social Services to try and get the help the panhandlers need, however, the panhandlers aren't interested in any help to find work or housing.

She stated there are safety hazards to people in cars on the road. She noted they've seen panhandlers running in and out of traffic, and they've witnessed near misses. She stated people stop their cars abruptly to give money, which can cause rear-end collisions. She noted her house is in close proximity to this activity, and they're hearing an increase in honking car horns because people want the traffic to move along instead of stopping to hand out money.

Ms. Reed stated yesterday there were two police cars and an ambulance right outside the 91S Exit 48, and they were taking a panhandler to the hospital.

She stated there are many help wanted signs around Enfield, therefore, there's not a shortage of jobs in Enfield. She feels the issue is this tax free life that panhandlers are living, which seems to be working for them. She noted the photographs she distributed show the panhandlers with cell phones. She pointed out they have cars, and they often have Dunkin Donut coffees, and they leave their trash near the overpass. She noted this area is completely littered with trash.

She stated her belief it's time Enfield sends the message that panhandling isn't welcome in this town. She noted the passage of this ordinance will help protect citizens, the Town will be cleaned up of trash and litter, and the panhandlers will be protected because they won't be running in and out of traffic.

Rita Bourgoin, 11 Margaret Street

Stated her street is near Exit #48. She noted today she witnessed a woman on Exit 48 running to a stopped car on Elm Street for money. She stated she does not find the panhandlers aggressive. She noted she has stopped to give them money and inform them where the Food Shelf is located, however, they turn their back when helpful information is offered. She stated it's a mess under the highway. She noted previously she never had a problem walking over to McDonald's, but now she won't walk there because that's where the panhandlers meet and leave all their items. She noted these people are really just here for money, and it's making Enfield an unsafe place for people to drive around. She noted the panhandlers do keep moving, and there are new panhandlers.

Robert Tkacz, 5 Enfield Terrace

Proposed panhandlers being made to obtain a license from the Town of Enfield, similar to food trucks. He noted they could be charged \$500 or \$1500 per year with a background check, drug test and a check to see if they're on an EBT card from any state and obtain last year's tax return. He noted he has never found any of the panhandlers aggressive. He stated he does believe they fake it. He noted he followed one panhandler to Springfield and saw him setting up near the Memorial Bridge. He questioned whether the Town has a right to control what the panhandlers are doing.

Fran Drenzek, 48 Park Avenue

Stated he walks in the area where the panhandlers are located near the highway bridge. He noted it's getting filthier under the bridge, and he feels the panhandlers should be arrested for littering. He pointed out Enfield is great for social services, and there's no need to panhandle.

Mr. Coppler pointed out the ordinance does address false or misleading claims by panhandlers.

Chairman Kaupin noted the question was raised as to whether the Town has the right to set this ordinance. Attorney Deneen stated in general, the United States Supreme Court has held that solicitations for cash, contributions or charitable donations are a form of speech which is protected by the First Amendment. He noted there are a different set of

standards that have been articulated concerning door-to-door solicitations versus just generalized solicitation for contributions and charity contributions. He noted the Supreme Court ruled that you don't have to be a member of a charitable organization in order to have the same protections of soliciting charitable donations. He explained you don't lose those First Amendment privileges because you're doing it individually rather than as part of a charitable organization. He noted there are areas that can be addressed that relate to the behavior of people who are panhandling, but they can't just drive these people out of here.

Chairman Kaupin stated his understanding the way the ordinance has been drafted removes the public safety issues from the off ramps and entrances and exits from retail establishments.

Attorney Deneen stated panhandling on private properties is really a question for the private property owners.

As concerns state property, Attorney Deneen noted the state already bans pedestrians from being on state property. He noted phone calls have gone to the state regarding this, but there's been no response. He stated his belief the Town has joint jurisdiction - in the same way if Enfield Police were to see a drunk driver on a state road.

Councilor Mangini stated her understanding constitutionality and First Amendment rights have been addressed in the ordinance.

Councilor Arnone stated there was a recent complaint where a panhandler aggressively banged on a car window and demanded money on private property. Attorney Deneen stated it would be up to the private property owner to call the police, however, if the person in the vehicle felt threatened, they could call the police themselves. He noted the Enfield Police would need a complaint from the private property owner in order to remove an aggressive person from that property.

Councilor Szewczak stated she learned the town of Marlborough, Massachusetts had a huge sign at the entrance of that town stating all solicitors must register with the police department. She questioned whether Enfield could do something similar. She noted she'd like to see panhandlers taxed as well. She stated she has heard instances where this is really a moneymaker and it's tax free.

Attorney Deneen stated the blanket statement that all solicitors have to be registered might result in some issues with the court.

Councilor Edgar stated Enfield has ordinances against littering and loitering. He noted there's a statute on illegal use of the highway by a pedestrian.

Chairman Kaupin invited more comments from the public.

Charles Woods, 11 Westerly Drive

Stated he spent 25 years in the military making sure people kept their rights. He noted he'd like to exercise his rights by standing on the side of the highway with a sign pointing to a panhandlers, which states "fake or fraud, do not give them any money".

John & Michele Reed, 80 Elm Street

Stated he did invite the state to come, and they would not come, however, they did respond via email saying they have nothing in their policies to remove panhandlers from off ramps. He stated on the "on" ramps they do, and that's where there is signage. He noted Councilor Edgar has been helpful.

Ms. Reed stated her belief there seems to be a miscommunication with the Police Department. She noted she had the police over several times, and each time she gets a different response concerning the problem of littering or loitering. She noted the Chief of Police is trying really hard to get something going in the way of an ordinance. She concluded stating her belief this does not infringe on the First Amendment rights of panhandlers.

Jack Sheridan, 7 Buchanan Road

Questioned why Enfield cannot put up a sign stating, "no soliciting".

Police Chief Carl Sferrazza, 293 Elm Street

Stated the Police Department isn't getting complaints from residents that panhandlers are jumping in the middle of the roadway or stopping cars asking for money. As concerns panhandling on the sides of ramps, he has reached out to the State Police and nothing can be done about people standing on the side of the road. He noted the Police Department isn't authorized to take people against their will in a police car and transport them to Social Services. He stated his understanding Social Services does reach out to these people, but they refuse any type of help. He noted this ordinance will provide a tool for the police to address certain issues.

Councilor Deni questioned how litter can be addressed. Chief Sferrazza stated littering is against the law. He noted it has to be proved that a certain person has deposited the litter.

Councilor Lee stated if it's so difficult to enforce the littering ordinance, and it's known the group of people under the overpass is likely the source of all the litter, the Town should feel comfortable setting a higher standard than Hartford and move them on. He noted the state's standard is that it's a no trespassing zone. He stated the underpass area is a 12 hour per day hangout in an area that it's known people should not be in, and it's producing litter and a problem for the people on the sidewalk. He feels the Town should take the next step and ask these people to leave whenever they're congregating off the sidewalk. Chief Sferrazza stated he can have a conversation with the Supervising State's Attorney, Chris Parakilas, concerning this issue.

Robert Tkacz, 5 Enfield Terrace

Stated his belief the Town is starting a double standard. He noted politicians are allowed to put their hand out asking for money to run for President, however, a person can't get money to feed himself.

Charles Wood, 11 Westerly Drive

Questioned whether the fire department can stop cars in the middle of the road to collect money if this ordinance passes. He went on to note he does support stopping panhandling, but he believes there are other consequences involved. He added he doesn't see any similarity with politicians asking for campaign money.

John Reed, 80 Elm Street

Stated he wished some panhandlers were present to defend themselves, however, they're probably not Enfield residents. He feels the panhandlers have had it too good for too long, and they know it's coming to an end, and they'll move to their next location once this ordinance passes.

Chairman Kaupin explained this item will be on the September 8<sup>th</sup> Council agenda. He noted the Council will have more discussion and input from staff, and a vote could occur that evening.

Mr. Coppler stated if the ordinance is adopted at the September 8<sup>th</sup> meeting, it would go into effect September 23<sup>rd</sup>.

As concerns the fire department raising money, there would need to be an allowance if the Council wishes to allow non-profits such as the fire departments to raise money.

As no others wished to speak, Chairman Kaupin closed the Public Hearing at 7:00 p.m.

**ENFIELD TOWN COUNCIL  
MINUTES OF A SPECIAL MEETING  
MONDAY, AUGUST 24, 2015**

A Special Meeting of the Enfield Town Council was called to order by Chairman Kaupin in the Council Chambers of the Enfield Town Hall, 820 Enfield Street, Enfield, Connecticut on Monday, August 24, 2015. The meeting was called to order at 7:10 p.m.

**ROLL-CALL** –Present were Councilors Arnone, Cekala, Deni, Edgar, Hall, Kaupin, Lee, Mangini, Stokes and Szewczak. Councilor Bosco was absent. Also present were Town Manager, Matthew Coppler; Assistant Town Manager, Derrik Kennedy; Town Clerk, Suzanne Olechnicki; Director of Finance, Lynn Nenni; Director of Human Resources, Steven Bielenda

**MOTION #3255** by Councilor Mangini, seconded by Councilor Szewczak to waive the reading of the resolution.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #3255** adopted 10-0-0.

**RESOLUTION #3256** by Councilor Szewczak, seconded by Councilor Mangini.

Resolution to Appropriate \$36,000,000 for the Reconstruction and Repair  
and Improvements to the Town Water Pollution Control Facility  
and Sewerage Collection Infrastructure

**-copy appended-**

Councilor Edgar stated his understanding this is paid for by the sewer use fee. Mr. Coppler noted this is just a matter of getting the project approved.

Councilor Edgar questioned how much has been collected so far, and Mr. Coppler stated he did not have that number with him this evening.

Councilor Edgar questioned the percentage collected, and Ms. Nenni responded about 80%.

Councilor Edgar questioned whether Bond Counsel approves of this resolution, and Mr. Coppler responded yes.

Councilor Arnone stated questions were asked about why it's necessary to go to referendum, and Mr. Coppler responded because the Town Charter states whenever a certain amount of money is proposed to be spent, it has to go to the voters for approval.

Chairman Kaupin noted they're also doing some financing, which incurs debt, and that requires voter approval. He noted the project will be paid for over a series of years through the sewer use fee.

Councilor Hall questioned how much of a reimbursement the Town is receiving from the State by doing it this way. Mr. Coppler stated he does not have an exact dollar amount today because they haven't gotten into the final design which will ultimately yield what the final cost will be. He noted when they were looking at this in the conceptual phase, it was in the \$4 to \$6 million dollar range that the Town would be receiving through the Clean Water Fund. He stated the other piece of this is that the Town qualifies through the Clean Water Fund for a 2% loan.

Councilor Hall stated her understanding by doing this with the sewer use fee, the Town now qualifies to get the reimbursements from the State, which they did not qualify for when it was rolled into taxes, and they also get a low-interest loan, therefore, they're actually saving the taxpayers quite a bit of money by doing it this way. Mr. Coppler responded that's correct.

Councilor Szewczak questioned how many years is the loan for, and Mr. Coppler responded 20 years. Councilor Szewczak stated her understanding that over the 20 years, the Town will be collecting enough money through the sewer fee to pay this down.

Councilor Edgar stated the brochure that came out yesterday with the bill states there's approximately \$600,000 already in for grants. Mr. Coppler stated the Town had to do a preliminary design project, which the Council approved as part of the 2014-15 program year. He noted this was to look at the whole facility and the collection system. He stated all the changes that need to be made were outlined to bring the water pollution control facility into compliance.

Councilor Edgar stated his understanding that money was used for design, and Mr. Coppler responded it was for the planning and concept phase of all the things that need to be done to the plant and collection system.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #3256** adopted 10-0-0.

**MOTION #3257** by Councilor Hall, seconded by Councilor Mangini to waive the reading of the resolution.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #3257** adopted 10-0-0.

**RESOLUTION #3258** by Councilor Lee, seconded by Councilor Mangini.

Resolution to Appropriate \$11,200,000 for the  
Energy Performance Contracting Capital Replacement Project  
**-copy appended-**

Councilor Lee questioned if the voters are essentially approving a project and not so much a large new debt in that the performance contract guarantees the savings. Mr.



Kennedy responded yes and noted this is a project that fully pays for itself through the savings achieved by doing the work.

Councilor Lee questioned how far out is the lease arrangement, and Mr. Kennedy responded it's a 15-year lease. Councilor Lee stated his understanding that after 15 years, the municipality is realizing the cost savings directly. Mr. Kennedy noted the municipality realizes cost savings annually, but after 15 years, the whole project is considered paid for and done.

Mr. Kennedy stated if anyone is interested in any of the projects under discussion this evening, they can go to the Town Council page of the website under Public Hearings where there's all the information about the first three resolutions on the agenda. He noted this would involve every building except for Enfield High, Fermi High, the Water Pollution Control Facility and 100 High Street.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #3258** adopted 10-0-0.

**MOTION #3259** by Councilor Hall, seconded by Councilor Cekala to waive the reading of the resolution.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #3259** adopted 10-0-0.

**RESOLUTION #3260** by Councilor Mangini, seconded by Councilor Szewczak.

Resolution to Appropriate \$44,000,000 for Reconstruction, Repair and Improvements to Various Town-owned Facilities Including Security Enhancements to School Buildings  
**-copy appended-**

Councilor Edgar stated when they had the original meeting on this, the figure was around \$62 or \$65 million dollars, and they cut it down to \$32 to \$35 million, but now it's up to \$44 million. He questioned the increase. Mr. Coppler stated what was reduced took it down to \$38.3 million, but that was based just on the improvements necessary to the buildings. He stated there's another approximately \$5 million that's needed for the hardening of the schools.

Councilor Lee stated his understanding that with this project, there's an expectation of reimbursement. Mr. Coppler stated only certain elements of the project are reimbursable.

Councilor Deni stated he's against fixing old school buildings while student enrollment is dropping, therefore, he will vote against this resolution.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #3260** adopted 8-1-1, with Councilor Deni voting against and Councilor Edgar abstaining.

**RESOLUTION #3261** by Councilor Hall, seconded by Councilor Mangini.

BE IT RESOLVED:

SECTION 1. That the following appropriation and bonding resolutions approved by the Town Council heretofore at this meeting shall be submitted to a referendum vote on the voting machines or paper ballots by Town Electors and qualified voters for approval or disapproval in conjunction with the election to be held on Tuesday, November 3, 2015 between the hours of 6:00 a.m. and 8:00 p.m. (E.S.T.):

1. Resolution to Appropriate \$36,000,000 for Reconstruction, Repair and Improvements to the Town's Water Pollution Control Facility and Sewerage Collection Infrastructure, and to Authorize the Issue of Bonds, Notes Temporary Notes or Other Obligations in an Amount Not to Exceed \$36,000,000 to Finance Said Appropriation.
2. Resolution to Appropriate \$11,200,000 for the Energy Performance Contracting Capital Replacement Project, and to Authorize the Issue of Bonds, Notes, Temporary Notes or Other Obligations in an Amount Not to Exceed \$11,200,000 to Finance Said Appropriation.
3. Resolution to Appropriate \$44,000,000 for Reconstruction, Repair and Improvements to Various Town-Owned Facilities Including Security Enhancements to School Buildings, and to Authorize the Issue of Bonds, Notes, Temporary Notes or Other Obligations in an Amount Not to Exceed \$44,000,000 to Finance Said Appropriation.

SECTION 2. That the polling places used by the Town for the election shall be utilized by Town electors for purposes of the referendum vote on the voting machines or paper ballots. Voters qualified to vote who are not electors shall vote at the Enfield Town Hall in accordance with the procedures contained in Section 9-369d of the Connecticut General Statutes, which procedures the Town hereby chooses to apply. Absentee ballots will be available from the Town Clerk's Office.

SECTION 3. That the appropriation and bonding resolutions approved above shall be placed upon the voting machines under the following headings:

QUESTION 1

“SHALL THE TOWN OF ENFIELD APPROPRIATE \$36,000 FOR RECONSTRUCTION, REPAIR AND IMPROVEMENTS TO THE TOWN'S WATER POLLUTION CONTROL FACILITY AND SEWERAGE COLLECTION INFRASTRUCTURE, AND AUTHORIZE THE ISSUE OF BONDS, NOTES, TEMPORARY NOTES OR OTHER OBLIGATIONS IN AN AMOUNT NOT TO EXCEED \$36,000,000 TO FINANCE SAID APPROPRIATION?

YES

NO”

## QUESTION 2

“SHALL THE TOWN OF ENFIELD APPROPRIATE \$11,200,000 FOR THE ENERGY PERFORMANCE CONTRACTING CAPITAL REPLACEMENT PROJECT, AND AUTHORIZE THE ISSUE OF BONDS, NOTES, TEMPORARY NOTES OR OTHER OBLIGATIONS IN AN AMOUNT NOT TO EXCEED \$11,200,000 TO FINANCE SAID APPROPRIATION?

YES

NO”

## QUESTION 3

“SHALL THE TOWN OF ENFIELD APPROPRIATE \$44,000,000 FOR RECONSTRUCTION, REPAIR AND IMPROVEMENTS TO VARIOUS TOWN-OWNED FACILITIES INCLUDING SECURITY ENHANCEMENTS TO SCHOOL BUILDINGS, AND AUTHORIZE THE ISSUE OF BONDS, NOTES, TEMPORARY NOTES OR OTHER OBLIGATIONS IN AN AMOUNT NOT TO EXCEED \$44,000,000 TO FINANCE SAID APPROPRIATION?

YES

NO”

SECTION 4 That the Warning of the referendum vote shall state that the full text of the resolutions adopted by the Town Council heretofore at this meeting are on file and open to public inspection in the Town Clerk’s Office.

Councilor Lee questioned whether they can mention the various sources of revenue within the question.

Present for this discussion was Bond Counsel, Bruce Chadwick from Shipman & Goodwin.

Attorney Chadwick stated they try to keep the questions as short as possible. He pointed out the language concerning using sewer use fees is included in the detailed resolution just approved by the Town Council. He noted if they were to include more language, voters may be confused by the length or wording of the question.

Councilor Lee stated in the past they never had a dedicated fund or revenue source as large as the revenue associated with the sewer use. He questioned whether staff considered including this language. Mr. Coppler stated they try to address things in the explanatory text rather than in the question itself.

Councilor Hall stated she feels this should be kept simple so people can actually see that this won’t cost them a penny, and there will be much to gain. She questioned the possibility of doing an E-TV exchange. She noted this would not be promoting anything, but rather simply stating what is in the descriptive text.

Mr. Chadwick stated that can be done, but they can't spend money to try and promote or oppose a referendum question.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #3261** adopted 10-0-0.

**RESOLUTION #3262** by Councilor Lee, seconded by Councilor Hall.

BE IT RESOLVED:

**SECTION 1.** That, in their discretion, the Town Clerk is authorized to prepare a concise, explanatory text of the following appropriation and bonding resolutions which, by vote of the Town Council, have been submitted to a referendum vote on the voting machines of the Town, and the Town Manager is authorized to prepare additional explanatory materials regarding said resolutions, such text and explanatory materials to be prepared in accordance with Connecticut General Statutes Section 9-369b:

1. Resolution to Appropriate \$36,000,000 for Reconstruction, Repair and Improvements to the Town's Water Pollution Control Facility and Sewerage Collection Infrastructure, and to Authorize the Issue of Bonds, Notes, Temporary Notes or Other Obligations in an Amount Not to Exceed \$36,000,000 to Finance Said Appropriation.
2. Resolution to Appropriate \$11,200,000 for the Energy Performance Contracting Capital Replacement Project, and to Authorize the Issue of Bonds, Notes, Temporary Notes or Other Obligations in an Amount Not to Exceed \$11,200,000 to Finance Said Appropriation.
3. Resolution to Appropriate \$44,000,000 for Reconstruction, Repair and Improvements to Various Town-Owned Facilities Including Security Enhancements to School Buildings, and to Authorize the Issue of Bonds, Notes, Temporary Notes or Other Obligations in an Amount Not to Exceed \$44,000,000 to Finance Said Appropriation.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #3262** adopted 10-0-0.

**MOTION #3263** by Councilor Arnone, seconded by Councilor Deni to waive the reading of the resolution.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #3263** adopted 10-0-0.

**RESOLUTION #3264** by Councilor Hall, seconded by Councilor Mangini.

Resolution Authorizing the Town Manager to Enter Into an Amended  
and Restated Intergovernmental Consortium Agreement

**-copy appended-**

Chairman Kaupin stated he forwarded this to the Town Manager. He noted it's from Capital Workforce Partners, and it's a restructuring of the governance of Capital Workforce Partners. He stated today it requires almost unanimous attendance at meetings of the municipalities that belong to Capital Workforce Partners. He noted it's very difficult to govern the body, therefore, they're asking for the representation to be more representative in totality. He noted the Capital Workforce Partners would continue to provide the workforce development initiatives that they do for the region.

Councilor Lee stated he will abstain as it might interfere with his own employment opportunities through the workforce grant program that they administer.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #3264** adopted 9-0-1, with Councilor Lee abstaining.

**RESOLUTION #3265** by Councilor Mangini, seconded by Councilor Lee.

RESOLVED, that Matthew W. Coppler, Town Manager, is authorized to enter into and amend contractual instruments in the name and on behalf of the Town of Enfield with Lee C. Erdmann to provide consultant services, with the approval and concurrence of the Enfield Town Attorney.

Mr. Coppler explained they are looking to bring Lee Erdmann on as the Acting Town Manager. He noted the Charter only allows 180 days as an Acting Town Manager, therefore, they're recommending bringing on Mr. Erdmann as a consultant where he'll be part of the transition. He noted they looked at a proposed hourly wage of \$88.34. He stated the first week or two will not be five days per week, but rather a couple days per week for the transition. He stated the final week of the consulting agreement, Mr. Erdmann would be present all five days, seven hours per day. He added Mr. Erdmann won't be a 1099 employee.

Councilor Edgar suggested the wording should read, "to assist in his transition to Acting Town Manager." Attorney Deneen noted they can make that change.

Councilor Szewczak stated because Mr. Erdmann won't be a 1099 employee, it's her understanding he won't get any severance compensation or unemployment compensation. Attorney Deneen stated when it's a voluntary termination, it's a non-qualifying event. He added they will write in that he waives this.

Councilor Lee questioned whether there's a fiscal note to this, or a budget identified to support it. Mr. Coppler noted they are working on that.

Councilor Lee stated his belief this is a great opportunity to have Mr. Erdmann on board early to assist everyone in the transition, therefore, he supports the resolution.

Councilor Arnone voiced his support of the resolution and noted Mr. Erdmann will be bringing vast knowledge to the office.

Chairman Kaupin stated he supports the resolution and eventually bringing on Lee Erdmann as the Acting Town Manager. He noted the Council was impressed with Mr. Erdmann's credentials, and they feel very comfortable he'll be able to manage the town and keep the multiple projects and priorities moving in the right direction.

Upon a **ROLL-CALL** vote being taken, the Chair declared **RESOLUTION #3265** adopted 10-0-0.

### **ADJOURNMENT**

**MOTION #3266** by Councilor Mangini, seconded by Councilor Hall to adjourn.

Upon a **SHOW-OF-HANDS** vote being taken, the Chair declared **MOTION #3266** adopted 10-0-0, and the meeting stood adjourned at 8:00 p.m.

Appended to minutes  
Of August 24, 2015 Special  
Town Council Meeting  
See Page 1

RESOLUTION TO APPROPRIATE \$36,000,000 FOR RECONSTRUCTION, REPAIR  
AND IMPROVEMENTS TO THE TOWN'S WATER POLLUTION CONTROL  
FACILITY AND SEWERAGE COLLECTION INFRASTRUCTURE, AND TO  
AUTHORIZE THE ISSUE OF BONDS, NOTES, TEMPORARY NOTES OR OTHER  
OBLIGATIONS IN AN AMOUNT NOT TO EXCEED \$36,000,000 TO FINANCE  
SAID APPROPRIATION

BE IT RESOLVED:

SECTION 1. That the Town of Enfield (the "Town") appropriate \$36,000,000 for costs related to reconstruction, repair and improvements to the Town's Water Pollution Control Facility and sewerage collection infrastructure (the "Projects"), in accordance with the 2015 Water Pollution Control Facility Facilities Plan dated May 18, 2015 (the "Facilities Plan"). The appropriation may be expended for site improvements, demolition costs, environmental remediation costs, design and construction costs, equipment, materials, professional fees, and for administrative, printing, legal and financing costs and other costs related to the Projects. The appropriation shall include any federal or state grants-in-aid received for the Projects. The appropriation may be expended for all or any portion of the individual projects listed in the Facilities Plan.

SECTION 2. That the Town of Enfield finance the appropriation by (i) issuing the Town's bonds, notes or other obligations in an amount not to exceed \$36,000,000, (ii) using any federal, state or other grants-in-aid or other funds received for the Projects, (iii) using monies available in the unappropriated and unencumbered general fund cash balance (in accordance with the procedures in Chapter VI, Section 8(g) of the Town Charter), (iv) using monies available from other sources as determined by resolution of the Town Council, and (v) assessing charges and fees against the users of the Projects. The bonds or notes shall be issued pursuant to the Connecticut General Statutes, as amended. The bonds or notes may be in the form of project loan obligations issued to the State of Connecticut under the State's Clean Water Fund Program. The bonds or notes may be sold as a single issue or consolidated with any other authorized issues of bonds or notes of the Town. The other obligations may be in the form of a lease purchase or other agreement for financing the Projects. The Director of Finance shall keep a record of the bonds, notes or other obligations. The bonds, notes or other obligations shall be signed in the name and on behalf of the Town by the Town Manager and Director of Finance and shall bear the Town seal or a facsimile thereof. The bonds, notes or other obligations shall each recite that every requirement of law relating to its issue has been fully complied with, that such bond, note or other obligation is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The terms, details and particulars of such bonds, notes or other obligations shall be determined by the Town

Manager and Director of Finance. Said bonds, notes or other obligations shall be sold by the Town Manager and Director of Finance at public sale or by negotiation in their discretion.

SECTION 3. That the Town Manager and Director of Finance are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds, notes or other obligations. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes may be in the form of interim funding obligations issued to the State of Connecticut under the State's Clean Water Fund Program. The notes shall be signed by the Town Manager and Director of Finance and shall bear the Town seal or a facsimile thereof. The notes shall each recite that every requirement of law relating to its issue has been fully complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds, notes or other obligations, shall be included as a cost of the Projects.

SECTION 4. That the Town Manager is authorized to apply for and accept or reject any federal, state or other grants and loans for the Projects, to execute and deliver to the State project loan and project grant agreements for the Projects and to take all other actions necessary to obtain such grants and loans and implement the project loan and project grant agreements.

SECTION 5. That the Town hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that costs of the Projects may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized for the Projects; that the Town Manager and Director of Finance are authorized to bind the Town pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and maintain the continued exemption from Federal income taxation of interest on the bonds, notes, temporary notes or other obligations authorized by this resolution, if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years; and that the Town Manager and Director of Finance are authorized to make representations and agreements for the benefit of the holders of the bonds, notes, temporary notes or other obligations to provide secondary market disclosure information and to execute and deliver on behalf of the Town an agreement to provide such information with such terms and conditions as they, with the advice of bond counsel, deem necessary and appropriate.

SECTION 6. That this resolution shall take effect upon publication of its passage by the Town Council in a newspaper having a circulation in the Town, in the manner provided in the Town Charter, and when the same shall have been approved by a majority of those voting thereon at a referendum called and warned for such purpose.



The date of such referendum shall be determined by resolution of the Town Council. In the event that this resolution shall not be approved at such referendum, it shall be null and void and of no effect.

Appended to minutes  
Of August 24, 2015 Special  
Town Council Meeting  
See Page 2

RESOLUTION TO APPROPRIATE \$11,200,000 FOR THE ENERGY  
PERFORMANCE CONTRACTING CAPITAL REPLACEMENT PROJECT, AND TO  
AUTHORIZE THE ISSUE OF BONDS, NOTES, TEMPORARY NOTES OR OTHER  
OBLIGATIONS IN AN AMOUNT NOT TO EXCEED \$11,200,000 TO FINANCE  
SAID APPROPRIATION

BE IT RESOLVED:

SECTION 1. That the Town of Enfield (the “Town”) appropriate \$11,200,000 for costs related to the Energy Performance Contracting Capital Replacement Project (the “Projects”), substantially in accordance with the Agreement Between Honeywell International, Inc. and the Town of Enfield, Connecticut dated July 28, 2015 (the “Agreement”). The appropriation may be expended for site improvements, design and construction costs, equipment, fixtures, materials, professional fees, and for administrative, printing, legal and financing costs and other costs related to the Projects. The appropriation shall include any federal or state grants-in-aid received for the Projects. The appropriation may be expended for all or any portion of the individual projects listed in the Agreement.

SECTION 2. That the Town of Enfield finance the appropriation by (i) issuing the Town's bonds, notes or other obligations in an amount not to exceed \$11,200,000, (ii) using any federal, state or other grants-in-aid or other funds received for the Projects, (iii) using monies available in the unappropriated and unencumbered general fund cash balance (in accordance with the procedures in Chapter VI, Section 8(g) of the Town Charter), and (iv) using monies available from other sources as determined by resolution of the Town Council. The bonds or notes shall be issued pursuant to the Connecticut General Statutes, as amended and may be sold as a single issue or consolidated with any other authorized issues of bonds or notes of the Town. The other obligations may be in the form of a lease purchase or other agreement for financing the Projects. The Director of Finance shall keep a record of the bonds, notes or other obligations. The bonds, notes or other obligations shall be signed in the name and on behalf of the Town by the Town Manager and Director of Finance and shall bear the Town seal or a facsimile thereof. The bonds, notes or other obligations shall each recite that every requirement of law relating to its issue has been fully complied with, that such bond, note or other obligation is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The terms, details and particulars of such bonds, notes or other obligations shall be determined by the Town Manager and Director of Finance. Said bonds, notes or other obligations shall be sold by the Town Manager and Director of Finance at public sale or by negotiation in their discretion.

SECTION 3. That the Town Manager and Director of Finance are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds, notes or other obligations. The notes shall be signed by the Town Manager and Director of Finance and shall bear the Town seal or a facsimile thereof. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes shall each recite that every requirement of law relating to its issue has been fully complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds, notes or other obligations, shall be included as a cost of the Projects.

SECTION 4. That the Town hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that costs of the Projects may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized for the Projects; that the Town Manager and Director of Finance are authorized to bind the Town pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and maintain the continued exemption from Federal income taxation of interest on the bonds, notes, temporary notes or other obligations authorized by this resolution, if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years; and that the Town Manager and Director of Finance are authorized to make representations and agreements for the benefit of the holders of the bonds, notes, temporary notes or other obligations to provide secondary market disclosure information and to execute and deliver on behalf of the Town an agreement to provide such information with such terms and conditions as they, with the advice of bond counsel, deem necessary and appropriate.

SECTION 5. That this resolution shall take effect upon publication of its passage by the Town Council in a newspaper having a circulation in the Town, in the manner provided in the Town Charter, and when the same shall have been approved by a majority of those voting thereon at a referendum called and warned for such purpose. The date of such referendum shall be determined by resolution of the Town Council. In the event that this resolution shall not be approved at such referendum, it shall be null and void and of no effect.

Appended to minutes  
Of August 24, 2015 Special  
Town Council Meeting  
See Page 3

RESOLUTION TO APPROPRIATE \$44,000,000 FOR RECONSTRUCTION, REPAIR  
AND IMPROVEMENTS TO VARIOUS TOWN-OWNED FACILITIES INCLUDING  
SECURITY ENHANCEMENTS TO SCHOOL BUILDINGS, AND TO AUTHORIZE  
THE ISSUE OF BONDS, NOTES, TEMPORARY NOTES OR OTHER  
OBLIGATIONS IN AN AMOUNT NOT TO EXCEED \$44,000,000 TO FINANCE  
SAID APPROPRIATION

BE IT RESOLVED:

SECTION 1. That the Town of Enfield (the "Town") appropriate \$44,000,000 for costs related to reconstruction, repair and improvements to various Town-owned facilities including security enhancements to school buildings (the "Projects"), in accordance with the plan titled Town of Enfield 2015 Proposed Reconstruction, Repair and Improvements to Various Town-Owned Facilities Including Security Enhancements to School Buildings Referendum dated July 1, 2015 (the "Plan"). The appropriation may be expended for site improvements, design and construction costs, plumbing and electrical costs, installation costs, equipment, fixtures, materials, professional fees, and for administrative, printing, legal and financing costs and other costs related to the Projects. The appropriation shall include any federal or state grants-in-aid received for the Projects. The appropriation may be expended for all or any portion of the individual projects listed in the Plan.

SECTION 2. That the Town of Enfield finance the appropriation by (i) issuing the Town's bonds, notes or other obligations in an amount not to exceed \$44,000,000, (ii) using any federal, state or other grants-in-aid or other funds received for the Projects, (iii) using monies available in the unappropriated and unencumbered general fund cash balance (in accordance with the procedures in Chapter VI, Section 8(g) of the Town Charter), and (iv) using monies available from other sources as determined by resolution of the Town Council. The bonds or notes shall be issued pursuant to the Connecticut General Statutes, as amended, and may be issued in one or more series in the amount necessary to meet the appropriation. The bonds or notes may be sold as a single issue or consolidated with any other authorized issues of bonds or notes of the Town. The other obligations may be in the form of a lease purchase or other agreement for financing the Projects. The Director of Finance shall keep a record of the bonds, notes or other obligations. The bonds, notes or other obligations shall be signed in the name and on behalf of the Town by the Town Manager and Director of Finance and shall bear the Town seal or a facsimile thereof. The bonds, notes or other obligations shall each recite that every requirement of law relating to its issue has been fully complied with, that such bond, note or other obligation is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The terms, details and particulars of such bonds, notes or

other obligations shall be determined by the Town Manager and Director of Finance. Said bonds, notes or other obligations shall be sold by the Town Manager and Director of Finance at public sale or by negotiation in their discretion.

SECTION 3. That the Town Manager and Director of Finance are authorized to issue temporary notes in anticipation of the receipt of the proceeds of said bonds, notes or other obligations. The notes shall be issued with maturity dates in accordance with the Connecticut General Statutes, as amended. The notes shall be signed by the Town Manager and Director of Finance and shall bear the Town seal or a facsimile thereof. The notes shall each recite that every requirement of law relating to its issue has been fully complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing, and marketing such notes, to the extent paid from the proceeds from the issuance of bonds, notes or other obligations, shall be included as a cost of the Projects.

SECTION 4. That the Town hereby declares its official intent under Treasury Regulation Section 1.150-2 of the Internal Revenue Code of 1986, as amended, that costs of the Projects may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized for the Projects; that the Town Manager and Director of Finance are authorized to bind the Town pursuant to such representations and agreements as they deem necessary or advisable in order to ensure and maintain the continued exemption from Federal income taxation of interest on the bonds, notes, temporary notes or other obligations authorized by this resolution, if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years; and that the Town Manager and Director of Finance are authorized to make representations and agreements for the benefit of the holders of the bonds, notes, temporary notes or other obligations to provide secondary market disclosure information and to execute and deliver on behalf of the Town an agreement to provide such information with such terms and conditions as they, with the advice of bond counsel, deem necessary and appropriate.

SECTION 5. That the Board of Education is authorized to apply to the Commissioner of Education for school construction, school security or other grants for the Projects, and the Town Manager is authorized to apply for any other federal, state or other grants-in-aid for the Projects and to accept or reject such grants on behalf of the Town. The Town Council, Town Manager, Director of Finance and other Town officials and employees are authorized to take all actions necessary and proper to carry out the Projects and to issue the bonds, notes or temporary notes to finance the appropriation.

SECTION 6. That this resolution shall take effect upon publication of its passage by the Town Council in a newspaper having a circulation in the Town, in the manner provided in the Town Charter, and when the same shall have been approved by a majority of those voting thereon at a referendum called and warned for such purpose.

The date of such referendum shall be determined by resolution of the Town Council. In the event that this resolution shall not be approved at such referendum, it shall be null and void and of no effect.

Appended to minutes  
Of August 24, 2015 Special  
Town Council Meeting  
See Page 6

RESOLUTION AUTHORIZING CHIEF ELECTED OFFICIAL OR CHIEF  
EXECUTIVE OFFICER TO ENTER INTO AN AMENDED AND RESTATED  
INTERGOVERNMENTAL CONSORTIUM AGREEMENT ON BEHALF OF THE  
MUNICIPALITY OF

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TO IMPLEMENT THE WORKFORCE INNOVATION AND OPPORTUNITY ACT  
OF 2014 IN ACCORDANCE WITH FEDERAL AND STATE LAW

WHEREAS, the 105<sup>th</sup> Congress of the United States of America enacted the federal Workforce Investment Act of 1998 (“WIA”), for the purpose of providing workforce investment activities through statewide and local workforce systems; and

WHEREAS, pursuant to WIA, the Governor of the State of Connecticut created the North Central Region consisting of thirty-seven municipalities (the “Municipalities”), including the Municipality of \_\_\_\_\_ (the Municipality”); and

WHEREAS, in or about 2003 the Municipalities entered into an Intergovernmental Consortium Agreement (the “Existing ICA”) to implement a local workforce system for the North Central Region; and

WHEREAS, the 113<sup>th</sup> Congress of the United States of America enacted and President Obama signed into law on July 22, 2014 the federal Workforce Innovation and Opportunity Act of 2014 (“WIOA”), to continue with certain changes the policies and programs created and administered under WIA, including the initial re-designation of the North Central Region as the North Central Connecticut Workforce Development Area (the “Local Area”), and

WHEREAS, the implementation of the WIOA and the re-designation of the Local Area shall require amending the Existing ICA through the execution of an amendment creating an Amended and Restated Intergovernmental Consortium Agreement (the “New ICA”) among the Municipalities created thereby (the “Consortium”), the process for the selection of the members of the workforce development board, the designation of a grant recipient and of a sub grant recipient/administrative agency/fiscal agent and a statement of accountability for allocated federal workforce funds; and

WHEREAS, the Municipality wishes to remain a part of the Consortium and the Local Area and to continue to receive funds under WIOA and other related workforce funding streams so as to provide workforce services to its constituents, by entering into the New ICA;

NOW THEREFORE BE IT RESOLVED, that the Municipality having complied with all of its municipal and other applicable requirements to enter into the New ICA, authorizes its chief elected official or chief executive officer to execute any amendment or other documents and to do such other lawful things as are necessary to enter into the New ICA on behalf of the Municipality; and

BE IT FURTHER RESOLVED, that the Municipality authorizes its designated representative to the Consortium to act for the Municipality on all Consortium matters as set out in the New ICA.

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Signature, Authorized Official  
Title:

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Date